GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Allegations of irregularities in execution of the works 'CPWS Scheme to Madhavaram and other habitations in Tadepalligudem (M), West Godavari Dist and CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant' - Disciplinary proceedings against Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Articles of Charge – Orders - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.VI) DEPARTMENT

G.O.RT.No. 340 **Dated: 25-04-2019**

Read the following:

1.From DG (V&E), GA (V&E) Department, Vigilance Report No.113(1067/V&E/E/2016), Dt.30.11.2017.
2.G.O.Rt.No.337, PR&RD (Vig.VI) Department, Dt.25.04.2019.

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ORDER:

It is proposed to hold an inquiry against Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of APCS (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, is invited to Rule 24 of the Andhra Pradesh Civil Services(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMEN

To
Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, **through** Engineer-in-Chief, Rural Water Supply & Sanitation, Andhra Pradesh, Vijayawada.
The Engineer-in-Chief, Rural Water Supply & Sanitation, Andhra Pradesh, Vijayawada (with a request to serve the charges to the individual and furnish a served copy to Government)
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – I

Statement showing the Articles of Charge framed against Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District.

CHARGE:-

That Sri G.Srinivasa Prasad, while working as Executive Engineer, RWS&S Division, West Godavari district has committed the irregularities in execution of two works in as much as, he has i) check measured the inferior quality concrete and also failed to ensure the correctness of quality before recommending for payment to the item of sand Cushion below Pipe line in Konala Segment, in work No.2 'CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant' ii) failed to initiate action on the report furnished by the Deputy Executive Engineer (Quality Control) and also failed to follow the Government instructions and made an Undue advantage to the Contractor by paying an amount of Rs.5,66,675/- up to L.S 8th Part bill in Work No.2 towards labour Cess.

By his above mentioned acts, Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, failed to discharge his duties as per rules, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-II

Statement of imputations of misconduct in support of Charges framed against Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District

The V&E authorities in their report No.113 (1067/V&E/E/2016), dt.30.11.2017 of G.A(V&E) Department have reported the following irregularities:-

1. The equivalent cube compressive strength of two individual corers extracted from OHBR of Mandapaka segment failed to satisfy the codal requirements for M 30 grade concrete. The average equivalent cube compressive strength satisfied the required strength of M 25 grade, instead of M 30 grade concrete as such, Sri.G.Srinivasa Prasad, Executive Engineer has check measured and made payment to the concrete of inferior quality. They are further reported that the deficient in thickness of sand cushion below pipe line were more than 20% and liable for rejection at two locations of Mandapaka segment & one location of Konala segment in work No.2 'CPWS Scheme to Mandapaka and other habitations in Tanuku (M), West Godavari District under NRDWP-Coverage/ Quality Grant'. As recorded in measurement book, the said recovery of Rs.3,97,112/- was made towards presence of excess silt content only, but not for deficiency in depth of sand cushion. Even if it is considered that depth of sand cushion was restricted to 100mm, the deficiency in konala segment was still 45% and liable for rejection. The officer should have re-verified himself about the correctness of quantity before recommending for payment.

2. The material used as cushion below pipe lines predominantly contains silt rather than sand. The material that was used as sand cushion was not tested by Sri G.Srinivasa Prasad. The officers themselves recovered 1/3rd (33.33%) of recorded quantity of sand cushion towards presence of excess silt content. Thus the original purpose of laying a sand cushion below pipe lines was defeated due to presence of excessive silt. Even after re-verification of Deputy Executive Engineer, RWS&S Sub-Division, Tanuku, the Deputy Executive Engineer (Quality control) furnished the quality control report showing deficiencies in thickness of sand cushion below pipes. As the deficiencies were beyond tolerable limits, the officer should have initiated action after receiving the quality control report as per PR&RD (Vig.I) Dept., Vide Circular Memo. No. 15320/Vig.I/2005-1, Dt.12.05.2006. But he failed to initiate action. From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and failed to supervision and executed poor quality of work.

3. Sri G.Srinivasa Prasad, Executive Engineer, RWS&S has deducted the VAT, 1.T, Labour Cess and Seignorage charges etc. As per Government instructions, payment of labour cess is the responsibility of the contractor & Deduction from the bills is the responsibility of the Government. Therefore the Government was not under obligation to pay in respect of either ongoing works or future works. The officer failed to follow the instructions and made an undue benefit to the contractor by paying an amount of Rs.5,66,675/- upto LS 8th & Part bill in work No.2 towards labour cess. Thus he failed to follow the rules in vogue. From this, it is evident that he has shown Gross Negligence towards his Legitimate Duties and failed in Supervision and executed poor quality of work.

By his above mentioned acts, Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District, failed to discharge his duties as per rules, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Hence the charge

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – III

List of the documents by which the Articles of Charge framed against Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District are proposed to be sustained.

1. V&E Report.No.113 (1067/V&E/E/2016), dt.30.11.2017 of G.A (V&E) Department.

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – IV

List of witnesses by which the Articles of Charge framed against Sri G.Srinivasa Prasad, Executive Engineer, RWS&S Division, Kovvur, West Godavari District are proposed to be sustained.

-NIL-

DR.K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

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